

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office APR 1 1976Returned to applicant for correction APR 20 1976Corrected application filed APR 27 1976 Map filed APR 1 1976The applicant: Raymond and Toni MendiveNorth Fork of Elko
Street and No. or P.O. Box No. City or TownNevada 89801, hereby make application for permission to change the
State and Zip Code No.point of diversion, and place of useof water heretofore appropriated under Permit 4474

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Gold Creek
Name of stream, lake or other source.
2. The amount of water to be changed .811 cfs, 244.08 acre feet
Second feet, acre feet.
3. The water to be used for irrigation
If for stock state number and kind of animals.
4. The water heretofore used for irrigation only
If for stock state number and kind of animals.
5. The water is to be diverted at the following point lying in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 26,
T.44N., R.55E., MDM., said point bears S. 21° 38' E., 910 feet
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
from the north $\frac{1}{4}$ corner, said Section 26.
stated.
6. The existing point of diversion is located within Lot 1 Sec 24, T.44N., R.55E., M.D.B.&M.

If point of diversion is not changed, do not answer.

7. Proposed place of use lying within section 27, T44N, R55E, MDM,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SE $\frac{1}{4}$ - 6.8 acres, SWNE - 8.1 acres, NWSW - 3.2 acres
NESW - 26.4 acres, NWSE 36.6 acres Total acreage - 81.1 acres
8. Existing place of use all within Sections 26 and 27, T.44N., R.55E., M.D.M.
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
Section 26; NE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.6 acres, NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 18.7 acres Section 27;
NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 24.3 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 8.5 acres Total acreage - 81.1
9. Use will be from May 1st to September 30th of each year.
Day and Month Day and Month
10. Use has been from May 1st to September 30th of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) water is presently being diverted at the
State manner in which water is to be diverted, whether by dam or other works,
proposed point of diversion by vested right for acreage directly
whether through pipes, ditches, flumes, or other conduits.
upstream of those parcels described above (#7). Waters will be com-
mingled and transported through existing ditches and dams.

12. Estimated cost of works..... Works originally constructed in 1900, extended 1937
13. Estimated time required to construct works..... None (all existing)
14. Estimated time required to complete the application of water to beneficial use..... 1 year or less
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water has been used on these various parcels since 1937. The purpose of this filing is to transfer the permitted right to these respective parcels of harvest land.

Compared..... sk/jl..... bl/dh..... Applicant S/ Steven D. Johnson 4/23/76

By..... Steven D. Johnson (agent)
P. O. Box 1285
Elko, Nevada 89801

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of Penrod Creek (aka Gold Creek) as heretofore granted under Permit 4474, Certificate 1407 is issued subject to the terms and conditions imposed in said Permit 4474, Certificate 1407 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.811 cubic feet per second, but not to exceed

244.08 acre-feet seasonally.

Actual construction work shall begin on or before..... March 20, 1978

Proof of commencement of work shall be filed before..... April 20, 1978

Work must be prosecuted with reasonable diligence and be completed on or before..... March 20, 1978

Proof of completion of work shall be filed before..... April 20, 1978

Application of water to beneficial use shall be made on or before..... March 20, 1979

Proof of the application of water to beneficial use shall be filed on or before..... April 20, 1979

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed MAR 10 1978
Completion of work filed MAR 10 1978
Proof of beneficial use filed MAR 1 1980
Cultural map filed
Certificate No. 10064 Issued JUL 02 1982
Recorded..... Bk..... Page.....

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 20th day of JANUARY

A.D. 19 78

Roland D. Westergard
State Engineer